STATE STATUTES PROHIBITING THE SALE OF CIGARETTES TO MINORS

The following states prohibit the selling, giving or other furnishing of cigarettes to minors:

Minors under the age of 21

Pennsylvania - 16 for other tobacco products

Minors under the age of 19

Alaska, Alabama, Utah

Minors under the age of 18

Arizona
Arkansas
California
Colorado (all tobacco products)
Connecticut
Florida
Hawaii
Idaho
Illinois
Indiana (all tobacco products)
Iowa (all tobacco products)
Kansas
Kentucky
Maryland
Massachusetts
Michigan
Minnesota
Mississippi
Missouri
Nebraska
Nevada
New Hampshire
New Jersey (all tobacco products)
New York
North Dakota
Oklahoma
Oregon
Rhode Island
South Carolina
South Dakota (16 for other tobacco products)
Tennessee
Texas
Washington
West Virginia
Wisconsin
Wyoming
Wisconsin

Minors under the age of 17

Delaware, Georgia, North Carolina, Vermont

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Minors under the age of 16

District of Columbia
Maine
Virginia

States with no prohibitions against sales to minors

Louisiana
Montana
New Mexico

The following states require a posting of the law forbidding the sale of cigarettes to minors in each place of business where cigarettes are sold or on each cigarette vending machine.

California
Colorado
(including other tobacco products)
Connecticut
Florida
Hawaii
Indiana
(including other tobacco products)
Maryland
Massachusetts
Michigan
Minnesota
New Hampshire
New Jersey
New York
Ohio
Oregon
Rhode Island
Tennessee
Texas
Utah
Vermont
Virginia

The following states forbid minors from either smoking, buying, receiving, or possessing cigarettes.

Alaska
Arizona
Colorado
Idaho
Hawaii
Illinois
Kansas
Kentucky
Michigan
Minnesota
Missouri
Nebraska
New Hampshire
North Dakota
Rhode Island
Tennessee
Utah
Virginia
West Virginia

The following states require the minor to disclose where and from whom cigarettes were obtained.

Florida
Iowa
Kentucky
Oklahoma
South Carolina
West Virginia
(disclosure is a defense for minor)

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Source: https://www.industrydocuments.ucsf.edu/docs/jzmm0000

The following states forbids the placement of tobacco vending machines accessible to persons under a certain age.

Alaska - under 19

(machines considered accessible except (1) places where persons under 19 not allowed unless accompanied by a persons 19 or over as a matter of policy (2) places where persons under 21 not allowed by law unless accompanied by parent or guardian (3) a location that is generally supervised by a person who owns machine or location or an employee of same during hours machine is accessible.)

Idaho - under 18

(machines may not be accessible to minors under 18 years of age).

Indiana - under 18

A person may not distribute or sell tobacco by use of a coin machine or install or maintain a coin machine intended to be used for the sale or distribution of tobacco. Does not apply to coin machine located in the following: (1) part of a licensed premise where entry is limited to persons who are 18 years of age or older; (2) private clubs if membership limited to persons who are at least 18; (3) private industrial or office locations that are customarily accesssible only to persons who are at least 18; (4) a location where the vending machine can be operated only by the owner or an employee who is at least 18. The vending machine can be operated directly or through a remote control device if the device is inaccessible to all customers.

Minnesota - under 18

Tobacco can be sold by vending machines in an area with a factory, business, office, or other place not open to the general public or to which persons under 18 are not generally permitted access; in an on-sale alcholic beverage establishment or off-sale liquor store if the vending machine is located within the immediate vicinity, plain view, and control of an employee and the vending machine is not located in a coatroom, restroom, unmonitored hallway, outer waiting area or similar unmonitored area and the vending machine is inaccessible to the public when the establishment is closed. In other locations only if operable by activation of an elec-

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Source: https://www.industrydocuments.ucsf.edu/docs/jzmm0000

tronic switch operated by an employee of the establishment before each sale, or by insertion of tokens provided by an employee of the establishment before each sale.

Utah - under 19
Gift or sale of cigarettes or tobacco in any form through vending machines or tobacco product machines is prohibited in this state except (a) at a bar, or a privately owned and operated club or association that has a private club liquor license under Chapter 5 to Title 32A, or that requires membership and charges a membership fee; (b) at a workplace serving adult employees in an area not available to the general public.

Sale by vending machine prohibited

Colorado - Prohibits entirely the sale of smokeless tobacco by use of vending or other coin-operated machine.

4.1690kg

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Source: https://www.industrydocuments.ucsf.edu/docs/jzmm0000